IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.8837 of 2004

Between:

1 Pilla Anjaneyulu, S/o China Musalaiah,
R/o Chittinagar, Vijayawada, Krishna District.
2 Pilla Varalamma, W/o Late Suryanarayana,
R/o Kothapeta, Vijayawada, Krishna District.

..... PETITIONERS

AND

1 The Asst. Commissioner of Endowments, Governorpet,
Vijayawada, Krishna District.
2 Sri Brahmachari Bhavaji Mutt, rep. by its Fit Person, Canal Road,
Vijayawada, Krishna District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate order or direction or a writ more particularly a writ in the nature of Mandamus to direct the 1st respondent herein to dispose of the representations of the Petitioners dated 19.1.2004 and 9-3-2004 to decide whether the Petitioners are landless poor persons or not, after declaring the inaction of the 1st Respondent in not disposing the representations of the Petitioners as illegal, void and without jurisdiction.

Counsel for the Petitioners: MR.G.DHARMA RAO

Counsel for the Respondent Nos.1 & 2: GP FOR ENDOWMENTS

The Court made the following:

THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No.8837 of 2004

ORDER:

The petitioners claim to be landless poor persons and also tenants of the land belonging to second respondent Mutt. They filed applications before the first respondent to declare them as landless poor persons, in vain. Therefore, they filed the present writ petition.

Though the interlocutory applications are pending for consideration, the matter was heard finally and disposed of by this order.

It is now brought to the notice of this Court by the learned Counsel for the petitioners, Sri I.Ravendra Babu, that the first respondent is already disposed of the applications rejecting the claim of the petitioners and that the petitioners have now filed an appeal under Rule 4 of A.P. Charitable and Hindu Religious & Endowments (Lease of Agricultural Lands) Rules, 2003. Therefore, instead of keeping the writ petition pending, it would be in the interest of the parties to direct the Regional Joint Commissioner of Endowments, Vijayawada to dispose of the appeal expeditiously within a period of two weeks from the date of receipt of a copy of this order, if not already disposed of.

The learned Counsel for the petitioners seeks a direction to continue the petitioners in possession. This is opposed by the learned Assistant Government Pleader contending that the petitioners were already evicted on 11.5.2001. Therefore, there shall be *status quo* till the matter is decided by the Regional Joint Commissioner.

The writ petition, with the above observations and directions, is disposed of.

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(V.V.S.RAO,J)

22.06.2005

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To

1 The Asst. Commissioner of Endowments, Governorpet,
Vijayawada, Krishna District.
2 The Fit Person, Sri Brahmachari Bhavaji Mutt, Canal Road,
Vijayawada, Krishna District.
3 Two CCs to the Government Pleader for Endowments,
High Court Buildings, Hyderabad (OUT)
4 Two C.D. Copies.